

MICHIGAN DOMESTIC VIOLENCE PREVENTION AND TREATMENT BOARD

MEETING MINUTES December 9, 2011

***** Approved *****

Members Present:

Cris M. Sullivan, Chair
Jeffrie Cape
Candace Cowling
James A. Fink
Kathryn A. Hoover
Honorable Edward Sosnick

Staff Present:

Debi Cain, Executive Director
Donna Cornwell
Michele Hanses
Sarah Heuser
Gail Krieger

Mary Lovik
Tiffany Martinez
Barbara Mills
Karen Porter
Lore Rogers

Guests:

Kathy Hagenian - Michigan Coalition Against Domestic and Sexual Violence
Sally Repeck- Cadillac Area OASIS/ Family Resource Center

Welcome and Introductions

Chair C. Sullivan convened the December 9, 2011 Michigan Domestic Violence Prevention and Treatment Board (MDVPTB) meeting at Kellogg Hotel and Conference Center in East Lansing, MI, at 2:35 p.m. Introductions were made and a welcome extended to guests and to Board members.

BOARD CONSENT

Review of agenda; approval of October 21, 2011 meeting minutes.

MOTION: Moved by J. Cape to approve the December 9, 2011 agenda and to approve the October 21, 2011 meeting minutes. Seconded by K. Hoover. Motion carried.

EXECUTIVE DIRECTOR'S REPORT – GENERAL OVERVIEW OF WORK TO DATE

D. Cain provided an up-to-date status on the 2011 close-out on the budget. There is still some discussion between DHS and DMB that will affect the final budget numbers for 2011. D. Cain will provide information either in written form and/or verbally at the February board meeting.

Legislative Review

M. Lovik reported on SB 848 [impose penalties for strangulation].

MOTION: Moved by E. Sosnick to support the concept of SB 848 and to support amendments that would: a) allow criminal penalties for strangulation without requiring proof of intent to do great bodily harm; and, b) permit prosecutors to file more serious charges if appropriate. Motion seconded by J. Fink. Motion carried.

M. Lovik reported on SB 845 [allow dismissal under MCL 769.4a to constitute a prior conviction for purposes of sentence enhancement for repeat offenders].

MOTION: Moved by J. Fink to support SB 845 if amended to:

- **Allow MCL 769.4a dismissals to be counted as prior convictions in prosecutions under MCL 750.81(4) and 750.81a(3), and**
- **Allow MCL 769.4a dismissals issued in drug court proceedings under MCL 600.1076(4)-(6) to be counted as prior convictions in prosecutions under MCL 750.81(3) and (4) and MCL 750.81a(3).**

Motion seconded by C. Cowling. Motion carried.

M. Lovik reported on SB 846-847 [increase penalties for 3d or subsequent domestic assault offenses under MCL 750.81(4)].

MOTION: Moved by C. Sullivan to support SB 846-847, and to further recommend imposing the same penalty for aggravated domestic assault/2d or subsequent offense under MCL 750.81a(3), namely a maximum prison term of 5 years and/or a maximum \$5000 fine. Motion seconded by K. Hoover. Motion carried.

M. Lovik reported on SB 320 (S-2, as passed Senate 11/10/11, provide standards for removal of children from unsafe environments).

MOTION: Moved by E. Sosnick to support SB 320. Motion seconded by C. Cowling. Motion carried.

M. Lovik reported on SB 645 (restrict prisoner access to crime victim property or visual image).

MOTION: Moved by C. Cowling to support SB 645. Motion seconded by C. Sullivan. Motion carried.

M. Lovik reported on HB 5163 (allow parent on active military duty to delegate visitation rights to third party).

MOTION: Moved by E. Sosnick to oppose HB 5163 unless amended to incorporate protections similar to those in the grandparenting time statute, MCL 722.27b. Motion seconded by J. Fink. Motion carried.

M. Lovik reported on HB 5078 (amend prison terms for first, second degree child abuse; penalize child witnessing child abuse/neglect); HB 5077 (provide sentencing guidelines). After discussion, consideration of these bills was deferred to a later time.

K. Hoover, J. Cape, D. Cain and M. Lovik will meet to develop a list of general principles that the Board might adopt relevant to the issues in these bills.

PUBLIC COMMENT: K. Hagenian wanted to recognize C. Sullivan's work on the "Open Doors" project that works with survivors of domestic and sexual assault and who are currently incarcerated. K. Hagenian also wanted to thank the Board for their continued leadership and work in legislation. The Coalition feels that it wouldn't be able to do the high level of work they do without the partnership of the Board and its incredible staff.

ADJOURNMENT

The meeting ended at 3:35 p.m.

MOTION: Moved by E. Sosnick to adjourn the meeting. Seconded by K. Hoover. Motion carried.

Respectfully submitted,
Michele Hanses